

Docket 82662AEK  
Customer No. 01333

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of  
Yongcai Wang, et al

INK JET RECORDING ELEMENT

Serial No. 10/021,341

Filed 12 December 2001

Group Art Unit: 1774

Examiner: Pamela R. Schwartz

Mail Stop APPEAL BRIEF-PATENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Sir:

**REVISED APPEAL BRIEF PURSUANT TO**

**37 C.F.R. 41.37 and 35 U.S.C. 134**

### **APPELLANT'S BRIEF ON APPEAL**

Appellants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's Final Rejection of claims 1, 8-11, 14, 15, 17, and 18 which was contained in the Office Action mailed April 19, 2007.

A timely Notice of Appeal was filed September 19, 2007.

### **Real Party In Interest**

As indicated above in the caption of the Brief, the Eastman Kodak Company is the real party in interest.

### **Related Appeals And Interferences**

No appeals or interferences are known which will directly affect or be directly affected by or have bearing on the Board's decision in the pending appeal.

### **Status Of The Claims**

The status of all claims ever in the application is as follows:

Claims rejected and appealed: 1, 8-11, 14, 15, and 17.

Claims canceled: 2-7, 12, 13, 16, 19, and 20.

Claims withdrawn: 18.

### **Status Of Amendments**

There were no amendments after final. All amendments have been entered.

### **Summary of Claimed Subject Matter**

The invention is directed to an ink jet recording element (page 3, line 10-15) comprising a support having thereon an image-receiving layer having a thickness of 5 to 20 microns (page 16, line 10-11) and, between said support and said image-receiving layer, a base layer having a thickness of 20 to 50 microns (page 5, line 18-20), both layers comprising inorganic particles and stabilizer particles in an amount of from about 10 mg/m<sup>2</sup> to about 5 g/m<sup>2</sup> (page 16, line 1), said stabilizer particles being free of any organic solvent and comprising greater than about 80% by weight of a water-insoluble antioxidant (page 5, line 22) and